

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____

v. : **DATE FILED:** _____

ELEANOR CLEMENT : **VIOLATIONS:**
21 U.S.C. § 963 (conspiracy to import 1
kilogram or more of heroin - 1 count)
: 21 U.S.C. § 846 (conspiracy to distribute
1 kilogram or more of heroin - 1 count)
21 U.S.C. § 846 (attempted possession
: with intent to distribute 1 kilogram or
more of heroin - 1 count)
18 U.S.C. § 1001 (making false
: statements)

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From at least in or about March 2007 to on or about July 28, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

ELEANOR CLEMENT

conspired and agreed with others known and unknown to the grand jury, to knowingly and intentionally import 1 kilogram or more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, into the United States from a place outside thereof, that is, India, in violation of Title 21, United States Code, Section 952(a), 960(b)(1).

MANNER AND MEANS

It was a part of the conspiracy that:

2. On at least five occasions, members of the conspiracy caused parcels containing one kilogram or more of heroin to be mailed from India to Philadelphia, Pennsylvania.
3. Sarafadeen Afolabi Banjo, charged elsewhere, communicated telephonically with individuals unknown to the grand jury in Nigeria and India to coordinate his taking delivery of parcels destined to arrive in Philadelphia, Pennsylvania.
4. Defendant ELEANOR CLEMENT communicated telephonically with Sarafadeen Afolabi Banjo to inform Banjo of her travel plans to Philadelphia.
5. Sarafadeen Afolabi Banjo took possession of the parcels in Philadelphia, Pennsylvania.
6. On numerous occasions, Defendant ELEANOR CLEMENT traveled by commercial airlines from Chicago, Illinois to Philadelphia, Pennsylvania to take possession of parcels from Banjo.
7. Defendant ELEANOR CLEMENT traveled by bus with the parcels from Philadelphia and elsewhere to Chicago, Illinois.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, defendant ELEANOR CLEMENT and others known and unknown to the grand jury committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

1. On or about March 11, 2007, defendant ELEANOR CLEMENT traveled on a commercial airline from Chicago, Illinois to Philadelphia, Pennsylvania in order to take possession of a parcel containing heroin, and took possession of a parcel containing heroin.

2. On or about April 8, 2007, defendant ELEANOR CLEMENT traveled on a commercial airline from Chicago, Illinois to Philadelphia, Pennsylvania in order to take possession of a parcel containing heroin, and took possession of a parcel containing heroin.

3. On or about May 19, 2007, defendant ELEANOR CLEMENT traveled by a commercial airline from Chicago, Illinois to Philadelphia, Pennsylvania in order to take possession of a parcel containing heroin, and took possession of a parcel containing heroin.

4. On or about June 1, 2007, an individual or individuals unknown to the grand jury mailed a parcel addressed 5227 North Fairhill Street, Philadelphia, Pennsylvania ("June parcel 1") containing approximately one kilogram of a mixture and substance containing a detectable amount of heroin from India to a location in Philadelphia, Pennsylvania.

5. On or about June 1, 2007, an individual or individuals unknown to the grand jury mailed a parcel addressed to 36th & Moore Streets, Philadelphia Pennsylvania ("June parcel 2") containing approximately one kilogram of a mixture and substance containing a detectable amount of heroin from India to a location in Philadelphia, Pennsylvania.

On or about June 21, 2007:

6. Sarafadeen Afolabi Banjo took possession of a parcel ("June parcel 2") in Philadelphia, Pennsylvania.

7. Sarafadeen Afolabi Banjo removed and discarded the parcel's wrapper containing the names and addresses of the addressee and sender.

On or about July 27, 2007:

8. Defendant ELEANOR CLEMENT spoke to "G.B.," a person known to the grand jury, and arranged to travel from Chicago to Philadelphia in order to accept delivery of the parcel from "G.B."

9. Defendant ELEANOR CLEMENT telephoned "G.B." to arrange to meet in Philadelphia for the purpose of taking delivery of the parcel.

10. Defendant ELEANOR CLEMENT traveled from Chicago to Philadelphia in the company of her four-year old son.

11. Defendant ELEANOR CLEMENT met "G.B." at the bus terminal located at 9th and Filbert Streets in Philadelphia, took possession of the parcel, and paid "G.B." \$6,500, which was inside an envelope.

All in violation of Title 21, United States Code, Section 963.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

1. Paragraphs 2 through 7 and Overt Acts 1 through 10 of Count One of this indictment are incorporated here.

2. From at least on or about March 2007 to on or about July 28, 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

ELEANOR CLEMENT

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute 1 kilogram or more of a mixture and substance containing a detectable amount of heroin a Schedule I controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

All in violation of Title 21, United States Code, Section 846.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 27, 2007, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

ELEANOR CLEMENT

knowingly and intentionally attempted to possess with the intent to distribute 1 kilogram or more
of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled
substance, in violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A).

All in violation of Title 21, United States Code, Section 846.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 27, 2007, in Philadelphia, in the Eastern District of Pennsylvania, defendant

ELEANOR CLEMENT,

in a matter within the jurisdiction of the Department of Homeland Security, United States Immigration and Customs Enforcement (“ICE”), an agency of the executive branch of the United States, knowingly and willfully made materially false, fictitious, and fraudulent statements and representations in that defendant ELEANOR CLEMENT falsely claimed that her name was “Lola Evans” in an ICE Consent to Search form, Form HB-4200-01 and a waiver attached to a Statement of Rights, and presented a driver’s license in the name of “Lola Evans.”

In violation of Title 18, United States Code, Section 1001.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney